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ATTORNEY FOR PLAINTIFF

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CLAUDIA FABIANI, on behalf of herself and all others similarly situated, Case No.: C 05-2140 JSW

Plaintiff,

v.

ORECK CORPORATION,

Defendant.

**STIPULATION RE FIRST AMENDED  
COMPLAINT AND TIME FOR RESPONSE  
TO MOTION FOR CLASS  
CERTIFICATION**

**STIPULATION RE FIRST AMENDED COMPLAINT AND TIME FOR  
RESPONSE TO MOTION FOR CLASS CERTIFICATION**

Pursuant to Rule 15(a) of the FRCP, Defendant Oreck Corporation consents to Plaintiff's filing her First Amended Complaint (Doc. #25 ). Defendant's response shall be due ten (10) days hereafter.

Pursuant to Civil L.R. 7-12, the parties stipulate that Defendant's opposition to Plaintiff's Motion for Class Certification shall be served and filed no later than December 2, 2005; Plaintiff's reply shall be served and filed no later than December 9, 2005.

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STIPULATION RE FIRST AMENDED COMPLAINT AND  
TIME FOR RESPONSE TO MOTION FOR CLASS CERTIFICATION

CASE NO.: C 05-2140 JSW

THE BERG LAW GROUP

DATED: August 29, 2005

by: /s/ Irving L. Berg  
Irving L. Berg


THELEN REID & PRIEST LLP

DATED: August 30, 2005

by: /s/ Gayle L. Jenkins  
Gayle L Jenkins

The Court GRANTS the parties' stipulation regarding filing an amended complaint and  
DENIES the stipulation regarding modifying the Court's briefing schedule without  
prejudice to the parties filing a further stipulation demonstrating good cause.  
IT IS SO ORDERED.

DATED: August 30, 2005

  
JEFFREY S. WHITE  
United States District Court  
by Hon. Phyllis J. Hamilton